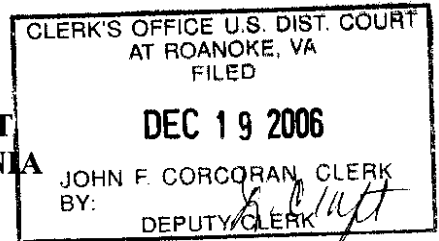


IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF VIRGINIA  
ROANOKE DIVISION



CHARLES MICHEAL SMITH,  
Plaintiff,

v.

GEORGE HEMBREE, et al.,  
Defendants.

Civil Action No. 7:06-cv-00617

ORDER

By: Samuel G. Wilson  
United States District Judge

In accordance with the accompanying Memorandum Opinion entered on this day, it is  
hereby

**ORDERED**

that Smith's action is **DISMISSED** without prejudice pursuant to 28 U.S.C. § 1915A(b)(1).

The Clerk of the Court is directed to send a certified copy of this Order and the accompanying  
Memorandum Opinion to the plaintiff.

ENTER: This 19th day of December, 2006

  
United States District Judge